

## SECOND AMENDMENT

to the Contract Award  
between ACT, Inc. and Kansas Department of Commerce

This Second Amendment (this "Amendment") to that certain Contract Award, made by and between ACT, Inc. ("ACT") and Kansas Department of Commerce dated June 30, 2014, as amended by that certain First Amendment dated November 24, 2014, (collectively, the "Agreement") is effective as of the date listed under Conditions on the Kansas Amendment 2 document.

### RECITALS

WHEREAS, the parties previously entered into the Contract Award; and

WHEREAS, the parties wish to amend the Contract Award as set forth herein to add RegiSTAR related products and services, including an historical sweep for National Career Readiness Certificates, dating back five (5) years.

NOW, THEREFORE, the parties agree as follows:

1. The capitalized terms in this Amendment shall refer to and have the same meaning as the capitalized terms in the Contract Award.
2. 1. Terms and Conditions, 1.1 Contract Documents, third bullet is deleted in its entirety and replaced with the following:
  - Written contract signed by the parties, including Supplemental Terms and Conditions for ACT WorkKeys® (both Internet and Paper Based Assessment Systems), Supplemental Terms and Conditions for ACT RegiSTAR related Products and Services, and Supplemental Terms and Conditions for ACT KeyTrain® related Products and Services for Career Ready 101™
3. Scope of Work: is amended to add the following:
  - D) Provide the ACT RegiSTAR™ Products and Services used for the reporting of the ACT National Career Readiness Certificate. RegiSTAR automatically sweeps the test site(s) for qualifying ACT WorkKeys assessment scores, registers the certificates and creates accounts for eligible examinees.
4. Pricing is deleted in its entirety and the Pricing attached to this Second Amendment is hereby substituted in its place.
5. Exhibit 1 ACT Standard Agreement Form, Section B: Products and Services is amended in the following way:

The box next to RegiSTAR™ related Products and Services is now checked

Contract ID: 39413

EVT0003006

Amendment 2

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6. Exhibit 9 Supplemental Terms and Conditions for ACT RegiSTAR™ related Products and Services is hereby attached to the Contract Award.

7. Except as otherwise provided by this Amendment, the Contract Award shall remain in full force and effect and enforceable in accordance with its terms.

Kansas Department of Commerce

ACT, Inc.

\_\_\_\_\_  
Name:

Title:

Date:



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Name: Tami Hrasky

Title: AVP, Client Relations

Date: 1/26/2016